

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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ROBERT MALEK, in care of M.M.,

Plaintiff,

1:22-CV-0167  
(BKS/DJS)

v.

NEW YORK STATE  
UNIFIED COURT SYSTEM, et al.,

Defendants.

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APPEARANCES:

OF COUNSEL:

ROBERT MALEK  
Plaintiff, pro se  
East Meadow, NY 11554

BRENDA K. SANNES  
Chief United States District Judge

**DECISION and ORDER**

Plaintiff Robert Malek ("Plaintiff") commenced this action by filing a pro se civil rights complaint against various individuals and entities. Dkt. No. 1 ("Compl.").<sup>1</sup> On August 23, 2022, Plaintiff filed a motion for recusal of the undersigned, which was docketed in each of his three cases pending in this District. See Dkt. No. 18; *Malek I*, Dkt. No. 130; *Malek III*, Dkt. No. 6. By Decision and Order entered on September 6, 2022, this Court denied plaintiff's motion for recusal in *Malek I*. See *Malek I*, Dkt. No. 134. For the reasons set forth in that

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<sup>1</sup> This action was originally assigned to the Honorable Thomas J. McAvoy. By Text Order entered on February 28, 2022, Senior Judge recused himself from this case and a prior case filed by plaintiff in this District, and both cases were reassigned to the undersigned for all further proceedings. See Dkt. No. 6; *Malek v. New York State Unified Court System, et al.*, 1:21-CV-1230 (BKS/DJS) ("*Malek I*"), Dkt. No. 9, (N.D.N.Y. filed Feb. 22, 2022). Thereafter, plaintiff commenced a third action in this District, which was deemed related to this action and therefore also assigned to the undersigned. See *Malek v. James et al.*, 1:22-CV-0855 (BKS/DJS) ("*Malek III*"), Dkt. No. 5 (N.D.N.Y. Aug. 19, 2022).

Decision and Order, plaintiff's motion for recusal in this case is also denied.

**WHEREFORE**, it is hereby

**ORDERED** that Plaintiff's motion for recusal (Dkt. No. 18) is **DENIED**; and it is further


**ORDERED** that the Clerk shall attach to this Decision and Order a copy of the

Decision and Order entered in *Malek I* denying the same motion for recusal; and it is further

**ORDERED** that the Clerk shall serve a copy of this Decision and Order on the parties.

**IT IS SO ORDERED.**

Dated: September 6, 2022  
Syracuse, New York

  
Brenda K. Sannes  
Chief U.S. District Judge